

DIST/CLERK	DATE	MO.	DAY	YEAR	DEMAND	JUDGE	JURY	DOCKET
1085/4	75	0435	09	19	JUDGE BRETT	8510 9512	(P)	75 0435-8

PLAINTIFFS

DEFENDANTS

ROYCE H. SAVAGE, Trustee in Bankruptcy
for HOME-STAKE PRODUCTION COMPANY,

NORMAN CROSS, JR. AND CROSS &
COMPANY, a partnership

CAUSE

28 USC Section 1334
Plaintiff seeks to recover money damages for Negligence of Public Accountant.

ATTORNEYS

Mr. A. F. Ringold
Mr. Gene L. Mortensen, Keith Ward
Rosenstein, Fist & Ringold
525 South Main, Suite 300
Tulsa, Oklahoma 74103
585-9211

B. Hayden Crawford
1714 First Nat'l Bldg.
Tulsa, Ok 74103 587-1128
Donald G. Hopkins, Bill Hunt
P.O. Box 1439
Tulsa, Okla. 74101 587-3364
1502 South Boulder
Suite 108
Tulsa, Okla. 74119
208 W. 8th

Donald G. Hopkins
5539 S. Lewis
Suite #5539
Tulsa, Oklahoma 74105
743-3171

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 10-1-75

JS-6 7-1-83

DATE	NR.	PROCEEDINGS
9-19-75	1.	Complaint filed, Summons issued. mm
9-24-75		US Marshals Service ret. & filed on <u>Norman C. Cross, Jr.</u> by serving summons by serving B. Hayden Crawford, Attorney, on 9-23-75 W/ fees of \$3.00.mm
9-24-75		US Marshals Service ret. & filed on <u>Norman C. Cross, Jr., A Partner</u> by serving Summons by serving B. Hayden Crawford, Attorney, on 9-23-75 W/fees of \$3.00.mm
9-29-75	2.	Entry of appearance of B. Hayden Crawford, atty. for Deft., filed. b
10-14-75	3.	Answer of deft. Norman Cross, Jr., and Cross & Company, a partnership, filed. hm
12-3 1976	MO:	Case set for pre-trial hearing 2-3-76 at 3:15 p.m. (HDC-J)hm
2-3	MO:	Pre-trial hearing held. Statements made. Deft. states the pending Criminal litigation against his client will not prohibit this case from proceeding at this time. Parties given 60 days to complete depositions & to file status report at that time. (HDC-J)ph
3-3	4.	Pltf's Request for Production of Documents, filed. lm
3-3	5.	Pltf's Requests for Admissions, filed. lm
3-12	6	Request to File Amended Complaint, filed. 0-Jt
3-15	7.	Order, gfiled, granting pltf. perm. to file first amended complaint; defts. to ans. within time permitted by FRCP. (HDC-J)hm
3-15	8.	First amended complaint, filed. hm
3-24	9	Pltf's. Interrog. to Defendants, filed. t
3-31	10.	Answer of Deft. Norman Cross, Jr. & Cross & Co., A Partnership, to the 1st Amended Compl., fld. v
4-5	--	Letter from Donald G. Hopkins and Gene L. Mortensen to Judge Cook in re requested status report on the pretrial discovery, filed. v
4-12	MO:	Upon applic. of parties, leave is granted to begin deposition schedule at the conclusion of the criminal case involving deft. and necessary witnesses. Parties also granted 60 days from the completion of the criminal trial to complete discovery. (HDC-J)hm (letter written)
1977		
1-17	MO:	Case set for PT hearing on 4-5-77 at 10:00 a.m. (HDC-J)ph notices mld
1-31	MO:	Case reset for PT hearing 4-1-77 at 10:00 a.m. (HDC-J)hm
3-21	MO:	Upon applic. of parties, case stricken from PT assignment of 4-1-77; parties to file applic. & order to abate action. (HDC-J)hm
3-31	11.	Joint motion to abate case, filed. ph
3-31	12.	Order, filed, that case is abated and transferred to the indefinite docket. Pltf. and deft. directed to file discovery status report on 9-21-77, and every 90 days thereafter and complete the discovery which will not be included in the MDL discovery prior to 10-31-77. (HDC-J)ph cps mld
9-21 1978	13	Status report of discovery jointly filed by parties. rm
1-9	14.	Status report, filed, in letter form to Judge Cook. hm

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF	DEFENDANT	DOCKET NO. <u>75-C-435</u> -C
ROYCE H. SAVAGE, Trustee, etc.	NORMAN CROSS, JR., et al	PAGE <u>3</u> OF <u>2</u> PAGES

DATE	NR.	PROCEEDINGS
3-29-78	15.	Status report, filed, in letter form to Judge Cook. hm
7-7	16.	Status report, filed, in letter form to Judge Cook. hm
8-7	17	Deft. Norman Cross, Jr.'s mot/abate time for filing ans. to interrog. fld. ra (O to J)
8-8	MO:	It is ordered that pltf. file a resp. brief w/in 10 days to deft's mot/abate time for filing ans. to interrog. (HDC-J)ra. cps mld
8-21	17	Pltf's resp. to defts' mot/adjourn time to ans. interrog., fld.ra
8-23	MO:	Ordered by the Court that deft's mo/abate time for filing ans. to interrog. is hereby overruled. (HDC-J)hm (letter written parties)
11-9	18	Answers to first interrog. from pltf to deft, fld.ra
12-18	19	Pltf's mot/order compelling ans. to interrog, fld.ra
12-18	20	Brief in support of pltf's mot/compel ans. to interrog., fld.ra
12-18	MO:	Order that deft. file a resp. on ro before 12-31-78 to pltf's mot/compel. (HDC-J)ra cps mld
12-29	21.	Responsive brief of Norman Cross, Jr., filed. rm
2-20-79	22	Order, fld, that pltf's mot/compel answers to interrog. be sustained in part, and that deft Norman Cross, Jr. answer fully and to the best of his knowledge pltf's interrog. # 21, 28, 47, 50, 52 and 54. It is FURTHER ORDERED that pltf's motion be overruled as to remaining fifteen interrog. (HDC-J)ra cps mld
5-4	23.	Defts' supp. answers to pltf's interros., filed. lm
11-9	MO:	CASE TRANSFERRED TO JUDGE THOMAS R. BRETT. (JCS-CLK)jc
<u>1980</u>		
Jan. 18	MO.	<u>CASE SET FOR PRETRIAL HEARING ON FEBRUARY 7, 1980, AT 2:30 P.M.</u> Parties are to file a pretrial memo and/or pretrial order on or before <u>Feb. 1, 1980.</u> (TRB-J)v
2-1-80	24	JOINT APPLIC. to extend time to file prop PTO.ra (O part of applic)
2-6	--	ORDER, as part of appl., granting the parties until 2-6-80 to file a proposed PTO. (TRB-J)k cps mld <i>to Martensen & Hopkins</i>
2/7/80	MO:	Case stricken from pretrial setting of 2/7/80 and <u>CASE RESET FOR PRE-TRIAL ON FEBRUARY 12, 1980, at 1:30 P.M.</u> (TRB-J)v -NOTICE FILED
2/11	MO:	Case stricken from pretrial setting of 2/12/80 and <u>CASE RESET FOR PRE-TRIAL ON FEBRUARY 26, 1980, at 9:00 A.M.</u> (TRB-J)v -Hopkins notified parties & c/m by v
2/26	Hrg.	<u>CASE CALLED FOR PRE-TRIAL HEARING.</u> 8:30-9:15 a.m. Pltf. waives <u>jury.</u> Parties announce possible settlement. Possible pretrial in Aug. & possible trial in Sept. <u>PRE-TRIAL ORDER TO BE FILED W/IN 30 DAYS.</u> (TRB-J)v

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF

DEFENDANT

ROYCE H. SAVAGE

NORMAN CROSS, JR.

DOCKET NO. _____

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JUDGE BRETT

DATE	NR.	PROCEEDINGS
2-28	--	ATTYS. notified by phone that P.T.O. to be filed by 3-26-80. P.T.O. is to contain as to whether they are requesting a jury trial or non jury. It is also to contain information on date of pre-trial. (Per Bertha's instructions)
3-26	25	PROPOSED PT Order of Pltf's.jv
6/11	MO:	<u>CASE SET FOR PRE-TRIAL HRG. on 8/7/80 at 9:00 A.M.</u> (TRB-J)v
7-25	26	APPLICATION of pltf., for ext. to file brief. o to j bs
7-25	27	APPLICATION of def't's for ext. to file briefs. o to j bs
7-28	-	ORDER granting pltf., until 8-4-80 to file Trial Brief. (TRB-J) c to mvt bs (Part of Pldg. #26.)
7-29	28	ORDER granting def't's until 8-4-80 to file motions, briefs, & requested jury instructions. (TRB-J) c to mvt bs
8-4	29	REQUESTED instructions of def't's.
8-4	30	MOTION to dismiss, by def't. bs
8-4	31	BRIEF in support of M/Dismiss. bs
8-4	MO	It is ordered by the Court that the pltf., file a responsive brief on or before, 8-18-80 to the def't's M/Dismiss. (TRB-J) cm bs
8-4	32	TRIAL BRIEFS of def't. bs
8-4	33	PRE-TRIAL MEMORANDUM by pltf. bs
8-6	34	REQUESTED jury instructions by pltf. rm
8-7	Hrg	<u>PRE-TRIAL HEARING HELD.</u> 9:00 to 10:17. Def't. granted until Aug. 18, to file additional motions, disc. cutoff date is Sept. 1, Case set for Jury Trial Oct. 20, at 9:30 a.m., Reg. instructions, voir dire, and trial brfs. to be filed by Sept. 19. Parties to file Agreed to PTO due Sept. 1. est. trial time, def't. 4 to 6 wks. pltf. 15 das. ntc. mld. (MAG-RIZ)cs
8-18	35	APPLICATION for ext. by def't. until Aug. 25, to file motion for S/J & brief. (0)cs
8-18	36	MOTION IN LIMINE by def't.cs
8-18	37	BRIEF in support of def'ts. motion in limine.cs
8-18	38	MOTION by def't. to abate.cs
8-18	39	BRIEF in support of motion to abate.cs
8-18	40	MOTION by def't. for cont. of trial.cs (0)

CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
ROYCE H. SAVAGE		NORMAN CROSS, JR.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
8-19	MO	HEARING set, 8-20-80, at 1:00, re issue of cont. of trial. attys. phoned.cs	
8-19	41	RESPONSE of pltf. to mot/dism.cs	
8/20	Hrg.	PRE-TRIAL HELD. 1:55-2:35. All scheduled deadlines are moved back six weeks. Status Report is due every 60 days, (Mr. Hopkins to be in charge of this). (TRB-J)v -Attys to prepare order re hrg. -(Est. Trial Time: 3 wks., Pltf.)	
10-8	42	MOTION by def't's for partial S/J. bs	
10-8	43	BRIEF in support of Motion. pldg #42 bs	
10-8	MO	It is ordered by the Court that the plaintiff respond to def't's Mot. for S/J, by 10-21-80. (TRB-J) cm bs	
10-21	44	APPLICATION by pltf., for ext. to respond to def't's Mot. for partial S/J. (O as part of appl. to J) bs	
10-22	--	ORDER, as part of applic. granting pltf.until Nov. 10 to file resp. to defts. motion for partial S/J.(TRB-J)cs cps/mov	
11-10	45	APPLICATION by pltf., for ext. to respond to def't's mot. for partial S/J. (O as part of appl. to J) bs	
11-17	--	ORDER as part of applic. granting pltf. ext. until 11-17 to file resp. to mot. for partial S/J.(TRB-J)cs cps/mov.	
11-17	46	BRIEF of pltf. in response to mot/partial S/J of defts. Norman Cross, Jr. and Cross & Co. filed 10-8-80.k	
<u>1981</u>			
3-13	47	ORDER directing all proceedings in this action be stayed & abated until a final determination is made in the Home-Stake Prod. Co. Securities Litigation, MDL 153. (TRB-J) pt cps/mld	
<u>1982</u>			
9-29	MO	CASE SET FOR PT CONF. 11-2-82 at 3:45 p.m. (TRB-J)ho c/m	
10-5	MO	TIME CHANGE on PT CONF. set 11-2-82 will be at 1:30 p.m. (TRB-J)ho parties phoned.	
11-2	MIN	PT HEARING pty's advise def't's mo/partial SJ is at issue & Ct. grants def't until 11-19-82 to file supplemental brief in support of that mot.w/pltf to resp 11-26-82 then pty's to advise if oral argu. necessary otherwise Ct. w/address the issue on the briefs;pltf to prepare O re: this hrg w/in week: 5-20-83 Disc. Complete 6-13-83 Sugg.Voir Dire, Instructs,Final Trial brief 6-06-83 Final PTO 6-01-83 Final PT Conf. 9:00 a.m. 6-20-83 JURY TRIAL(pty's to advise if to be NonJury) (TRB-J)jc	

12-6 def't
advised re
further appl.
at issue
advised KB

DC-111A REV. (4/75)

12-6 def't
advised re
further appl.
at issue
advised KB

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
ROYCE H. SAVAGE		NORMAN CROSS, JR.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
11-4	48	WAIVER of jury trial pursuant to rule 39 FRCP.a	
12-23	MO	CASE SET FOR STATUS & SETTLEMENT CONF. 1-3-83 at 1:30 p.m. (TRB-J)ho c/m	
12-30	MIN	STATUS CONF., Deft. will file mot. to consolidate case into MDL 153 mot. will be filed in MDL 153 promptly. This case will stay on same schedule, further hrg. set 2-11-83 at 9:00 a.m. (TRB-J)ho c/m	
<u>1983</u>			
2-11	49	ORDER re: P.T. conf. held 11-2-82. (TRB-J) cm bb	
2-11	MIN	STATUS CONF., Ct. will amend 11-2-82 order & case will continue as scheduled. Defts. if they decide are to file for consolidation w/MDL 153 & have ruled on by 2-28-83. (TRB-J)ho	
3-25	LTR	Parties advised schedule in the order fld. 2-11-83 will be adhered to. (JCS-Clk for TRB-J)ho c/m	
6-1	50	STIPULATION and Order of Dism w/prej. entered (TRB-J) cm kg	